

**NO. 69931**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office May 01 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed \_\_\_\_\_

\*\*\*\*\*

The applicant U.S. Department of Energy, Yucca Mountain Project hereby makes application for permission to change the point of diversion water heretofore appropriated under Permit number 57375

\*\*\*\*\*

1. The source of water is **underground**
2. The amount of water to be changed **2.3 acre-feet**
3. The water to be used for **industrial**
4. The water heretofore permitted for **industrial**
5. The water is to be diverted at the following point **MDB&M T.14S., R.50E., Sec. 6, SW 1/4 NE 1/4 (unsurveyed)**
6. The existing permitted point of diversion is located within **NE 1/4 SW 1/4, Sec. 27, T.13S., R.48E., MDB&M and along a bearing of S 61° 14' 56" E a distance of 15,360.21' to the SE section corner of Sec. 36, T.13S., R.48E., MDB&M unsurveyed)**
7. Proposed place of use Refer to Attachment "A"
8. Existing place of use Refer to Attachment "A"
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works. **N/A**
12. Estimated cost of works **N/A**
13. Estimated time required to construct works **N/A**
14. Estimated time required to complete the application of water to beneficial use **N/A**
15. Remarks: Refer to Attachment "B"

By Scott Wade  
s/ Scott Wade  
P.O. Box 364629  
N. Las Vegas, NV 89036-8629

Compared gkl/ sc \_\_\_\_\_

Protected \_\_\_\_\_

**69931**

\*\*\*\*\*

## ATTACHMENT "A"

All T. 12S., R. 48E.; All T. 12S., R. 49 E., Sections 14 through 23 and 26 through 35, T. 12S., R. 50E.; All T. 13S., R. 48E.; All T. 13 S., R. 49E.; Sections 7 through 9, 16 through 21 and 28 through 33, T. 13S., R. 50E.; Sections 1 through 3, 10 through 15, 22 through 27 and Section 36; T. 14S., R. 48E.; Sections 1 through 12, 15 through 22 and 27 through 34, T. 14S., R. 49E.; Sections 4 through 9, T. 14S., R. 50E.; Section 1, T. 15S., R. 48E., Sections 3 through 6, T. 15S., R. 49E., all within M.D.B.&M. (unsurveyed)

## ATTACHMENT "B"

This Temporary Application to Change the Point of Diversion is being filed in order to temporarily use water appropriated under Permit No. 57375 (well VH-1) at well J-12 (see Permit No. 57373). This temporary change of the point of diversion would allow water to be pumped at well J-12 in an amount not to exceed 2.3 acre-feet (af) annually. Permit No. 57373 authorized up to 430.19 af to be pumped from J-12.

This Temporary Application is being submitted concurrently with a Temporary Application to Change the Point of Diversion from well VH-1 to well J-13 (see Permit Nos. 57374 and 57376) in an amount not to exceed 2.3 acre-feet. The combined duty from all three (3) points of diversion (VH-1, J-12, and J-13) will not exceed a total of 2.3 acre-feet.

This temporary change would last approximately two years (24 months).

The uses to which the U.S. Department of Energy (DOE) would put the water are the same specific industrial uses listed in the permits for wells VH-1 and J-12, except as noted below. The industrial uses specified by those permits include: road construction, dust suppression, tunneling, pad construction, scientific tests, culinary, and other related site uses. The State of Nevada and the DOE have entered into a Joint Stipulation, dated December 19, 2002, approved by the Court in United States v. Nevada, CV-S-00-268-RLH-(LRL), providing for the use of potable water. This Temporary Application does not modify the Joint Stipulation, therefore, the use of potable water is not included in the uses subject to this application.

All terms and conditions applicable to Permit No. 57375 and to Permit No. 57373 will be observed on this Permit.

For the Proposed Place of Use, refer to the map filed under Permit No. 57373 (well J-12).

For the Existing Point of Diversion, refer to the map filed under Permit No. 57375 (well VH-1).

